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INFECTIOUS DISEASES ACT
(CHAPTER 137)

INFECTIOUS DISEASES
(ANTIGEN RAPID TEST PROVIDERS)
(AMENDMENT NO. 2) REGULATIONS 2021

In exercise of the powers conferred by section 73 of the Infectious Diseases Act, the Minister for Health makes the following Regulations:

Citation and commencement

1. These Regulations are the Infectious Diseases (Antigen Rapid Test Providers) (Amendment No. 2) Regulations 2021 and come into operation on 10 August 2021.

Amendment of regulation 2

2. Regulation 2(1) of the Infectious Diseases (Antigen Rapid Test Providers) Regulations 2021 (G.N. No. S 267/2021) (called in these Regulations the principal Regulations) is amended —

- (a) by deleting the words “involving the carrying on of any regulated activity for hire or reward” in the definition of “approval” and substituting the words “for hire or reward involving the performing of any regulated activity”;
- (b) by deleting the words “carried out” in the definition of “approved test” and substituting the word “performed”;
- (c) by deleting the words “carrying out” in paragraph (d)(ii) of the definition of “qualified person” and substituting the word “performing”;
- (d) by inserting, immediately after the definition of “qualified person”, the following definition:

““qualified self-administered test supervisor” means an individual who —

- (a) is a qualified person; or
- (b) meets —
 - (i) any requirement mentioned in regulation 10(1)(a), (b) or (c); and
 - (ii) any requirement mentioned in regulation 10(2)(a), (b), (c) or (d);”;
- (e) by deleting the words “carried on” in the definition of “regulated activity” and substituting the word “performed”;
- (f) by inserting, immediately after paragraph (c) of the definition of “regulated activity”, the following paragraph:
 - “(d) supervising the performing by another individual of a self-administered test;”;
- (g) by inserting, immediately after the definition of “responsible executive”, the following definition:

““self-administered test” means all of the following:

- (a) a relevant sampling activity performed by an individual on himself or herself for the purpose of a relevant testing activity described in paragraph (b);
- (b) a relevant testing activity performed by an individual on the respiratory specimen removed from himself or herself under paragraph (a);
- (c) a relevant assessment activity performed by an individual involving a respiratory specimen

removed from himself or herself under paragraph (a) following a relevant testing activity performed by that same individual as described in paragraph (b);”.

Amendment of regulation 4

3. Regulation 4 of the principal Regulations is amended by deleting the words “involving the carrying on of any regulated activity for hire or reward” in paragraphs (1) and (2) and substituting in each case the words “for hire or reward involving the performing of any regulated activity”.

Amendment of regulation 10

4. Regulation 10 of the principal Regulations is amended —

(a) by inserting, immediately after paragraph (2), the following paragraph:

“(3) An approved test provider must ensure that any individual employed or engaged by the approved test provider to supervise another individual performing any self-administered test is a qualified self-administered test supervisor.”; and

(b) by deleting the words “carry out” in the regulation heading and substituting the word “perform”.

Amendment of regulation 11

5. Regulation 11 of the principal Regulations is amended —

(a) by deleting the words “carrying on” in paragraph (1) and substituting the word “performing”; and

(b) by deleting the words “carry on” in paragraph (2) and substituting the words “perform, or cause or allow to be performed,”.

Amendment of regulation 12

6. Regulation 12 of the principal Regulations is amended —

(a) by deleting paragraph (1) and substituting the following paragraphs:

“(1) An approved test provider must take such measures to ensure that —

(a) any relevant sampling activity removing a respiratory specimen for testing using a test product specified in the first column of the Schedule; or

(b) any relevant sampling activity performed by an individual on himself or herself for the purpose of removing a respiratory specimen for testing using a test product specified in the first column of the Schedule,

is performed in accordance with the method specified opposite the test product in the second column of that Schedule.

(1A) Where an approved test provider provides any service which involves supervising an individual performing a self-administered test, the approved test provider must take such measures to ensure that the self-administered test is performed by an individual only when in the presence of another individual who is a qualified self-administered test supervisor mentioned in regulation 10(3).”;

(b) by deleting the words “carried out” in paragraph (2) and substituting the word “performed”;

(c) by deleting the words “carry out” in paragraph (2)(a) and (b)(ii) and substituting in each case the word “perform”;

(d) by deleting the words “carrying out” in paragraph (2)(b)(ii) and substituting the word “performing”;

(e) by inserting, immediately after paragraph (3), the following paragraphs:

“(3A) Subject to regulation 13, where an approved test provider provides any service which involves supervising an individual performing a self-administered test and the result of the self-administered test is uncertain or invalid (called in this regulation the first self-administered test result), the approved test provider must —

(a) where sufficient respiratory specimen was removed for the individual to perform the relevant testing activity again — request the individual to perform the relevant testing activity immediately after the first self-administered test result is ascertained; or

(b) in any other case —

(i) without delay and in no case more than 2 hours after the first self-administered test result is ascertained, request the individual to perform another self-administered test within 24 hours after the first self-administered test result is ascertained; and

(ii) where the individual agrees to perform another self-administered test, supervise the performing by the individual of the self-administered test within 24 hours after the first self-administered test result is ascertained.

(3B) Where an individual mentioned in paragraph (3A) does not agree to or does not

perform another self-administered test within the period of 24 hours mentioned in paragraph (3A)(b)(i), the approved test provider must notify the Director immediately after the end of that period.”;

- (f) by inserting, immediately after the words “paragraph (1)” in paragraph (4), the words “or (1A)”;
- and
- (g) by deleting the words “carried on” in the regulation heading and substituting the word “performed”.

Amendment of regulation 13

7. Regulation 13(1) of the principal Regulations is amended —

- (a) by deleting the words “carry on” and substituting the word “perform”;
- (b) by deleting the words “carried on” and substituting the word “performed”; and
- (c) by deleting the words “carried out by another approved test provider” in sub-paragraph (a)(iii) and substituting the words “performed by another approved test provider, or performed a self-administered test supervised by another approved test provider”.

Amendment of regulation 14

8. Regulation 14 of the principal Regulations is amended —

- (a) by deleting the words “carries on” in paragraph (1) and substituting the word “performs”;
- (b) by inserting, immediately after the words “completing the relevant assessment activity” in paragraph (1), the words “and in the manner the Director specifies in accordance with paragraph (2)”;
- (c) by deleting the words “carried out” in paragraph (1)(b) and substituting the word “performed”; and
- (d) by deleting paragraph (2) and substituting the following paragraph:

“(2) The Director must specify the manner of submitting the information for the purposes of paragraph (1) in a notice to approved test providers and publish (or cause to be published) the notice in such a way the Director considers will bring the notice to the attention of every approved test provider.”.

Amendment of regulation 15

9. Regulation 15 of the principal Regulations is amended —

- (a) by deleting the words “carrying on” in paragraph (1) and substituting the word “performing”;
- (b) by deleting the word “taken” in paragraph (1) and substituting the word “removed”; and
- (c) by deleting the words “carried out” in paragraphs (2) and (3) and substituting in each case the word “performed”.

Miscellaneous amendments

10. The principal Regulations are amended —

- (a) by deleting the words “carried out” in the following provisions and substituting in each case the word “performed”:
 - Regulation 5(2)(e) and (3)
 - Regulation 9(a);
- (b) by deleting the words “carrying on” wherever they appear in the following provisions and substituting in each case the word “performing”:
 - Regulation 5(2)(b), (c) and (h)(i) and (3)(a) and (b)
 - Regulation 6(1), (2) and (3)
 - Regulation 7(1)(a) and (c) and (2)
 - Regulation 8(2)
 - Regulation 18(b);
- (c) by deleting the words “carried on” in regulation 5(2)(c) and substituting the word “performed”; and

(d) by deleting the words “carry out” in the following provisions and substituting in each case the word “perform”:

Regulation 5(2)(h)(i) and (3)

Regulation 7(1)(g).

[G.N. No. S 397/2021]

Made on 9 August 2021.

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